

TRO 8/8/2014

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES  
JENNIFER M. BELCHER  
Commissioner of Public Lands  
Olympia, WA 98504

NOTE CAREFULLY

The Commissioner of Public Lands will not approve or enter any assignment unless the lease or contract is in good standing. The original lease or contract must be submitted along with three (3) copies of this assignment form and a \$25.00 fee.

ASSIGNMENT OF LEASE

FOR VALUE RECEIVED, the undersigned hereby assigns that certain Lease No. 22-002332 (the "Lease"), dated the 1st day of August 1993, between the Washington State Department of Natural Resources (the "Department") as Lessor, and the undersigned as Lessee PORT WASHINGTON MARINA CONDOMINIUM OWNER'S ASSOCIATION, a Washington corporation covering those certain premises situated in the County of Kitsap, state of Washington, particularly described and known as that portion of the Harbor Area situate in front of government Lots 6 and 7, Section 11, Township 24 North, Range 1 East, W.M., in Kitsap County, Washington; included in a tract described as follows:

Beginning at a point on the Inner Harbor Line, said point also being the Northwest corner of Lot 11, supplemental plat of Bay View Garden Tracts, a recorded plat in said government Lot 7 and running thence along said Inner Harbor Line, North 75 degrees 43' 57.8" West, a distance of 128.168 feet; thence continuing along said Inner Harbor Line North 63 degrees 38' 00" West, a distance of 148.126 feet; thence continuing along said Inner Harbor Line North 74 degrees 55' 00" West, a distance of 334.594 feet; thence continuing along said Inner Harbor Line South 60 degrees 44' 00" West, a distance of 126.00 feet; thence continuing along said Inner Harbor Line, South 48 degrees 20' 00" West, a distance of 125.00 feet; thence North 29 degrees 25' 40" East a distance of 403.64 feet to a point on the Outer Harbor line; thence South 74 degrees 00' 00" East along said outer harbor line, a distance of 802.403 feet; thence South 16 degrees 00' 00" West, a distance of 210.901 feet across the Harbor Area to the Inner Harbor Line; thence North 75 degrees 43' 57.8" West, a distance of 132.290 feet to the Point of Beginning as shown on the official maps of Bremerton tidelands on file in the Office of the Commissioner of Public Lands at Olympia, Washington.

Containing 4.06 acres, more or less, and all right, title and interest in and to and under the said lease, to DOUGLAS FAULDS AND DONNA ERNST, a Joint Tenant with the Right of Survivorship (the "Assignee"), whose address is Port Washington Marina, (b) (6) Wa 98020, and said assignee DOUGLAS FAULDS AND DONNA ERNST, a Joint Tenant with the Right of Survivorship, hereby binds and obligates themselves to perform all the conditions and covenants of said lease or contract.

In consideration of this Assignment and of the consent of the department, the undersigned Lessee and Assignee agree as follows:

1. The Assignee hereby assumes and agrees to make all the payments required under the Lease, and to do and perform and be bound by all covenants, conditions, terms, stipulations, and agreements in the Lease binding upon Lessee;
2. The Department, through its consent to this Assignment, hereby releases Lessee from any liability that may be incurred under the lease by the Assignee from and after the effective date of the Assignment;
3. The Assignment shall not modify any of the terms and conditions of the Lease;
4. The Assignment shall not preclude the Department from exercising its right to consent to any further Assignment of the Lease;
5. Lessee represents and warrants that to the best of its knowledge, after due and diligent inquiry, it is unaware of the presence or dispersal of any hazardous or toxic substance on the property;



6. Lessee represents and warrants that it has no knowledge, after due and diligent inquiry, of any state of facts which would give rise to claims against the department or pending or threatened litigation or claims against the Department;

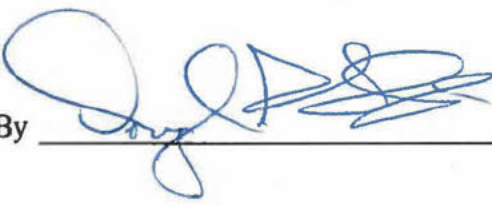
7. Lessee represents and warrants that it is not in default under the lease, and has no knowledge, after due and diligent inquiry, of any state of facts or events which, with the passage of time or the giving of notice thereof would constitute a default thereunder; and

8. Lessee represents and warrants that to the best of its knowledge, after due and diligent inquiry, the property is in full compliance with all applicable federal, state, and local governmental permits, rules, ordinances, laws, and statutes.

LESSEE/ASSIGNOR  
PORT WASHINGTON MARINA  
CONDOMINIUM OWNER'S ASSOCIATION

ASSIGNEE JOINT TENANT  
DOUGLAS FAULDS AND DONNA ERNST

By 

By 

Title PRESIDENT

Title OWNER

Port Washington Marina  
510 Rainier Ave  
Seattle, WA 98144

By 

Date 11/16/95

Title Owner

Port Washington Marina  
(b) (6)  
Edmonds, WA 98020

Date November 14, 1995

CONSENT TO ASSIGNMENT

The department consents to the Assignment of the above-mentioned Lease unto DOUGLAS FAULDS AND DONNA ERNST, a Joint Tenant with the Right of Survivorship, upon the express conditions contained in said Assignment; and no further Assignment of said lease or subletting of said premises or any part thereof shall be made without the written consent of the department.

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES

  
KALEEN COTTINGHAM,  
Supervisor

Date 12/28/95

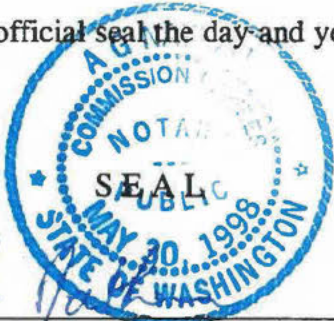
CERTIFICATE OF ACKNOWLEDGMENT

TRO 8/8/2014

STATE OF WASHINGTON)  
 ) ss.  
 County of Thurston )

On this 28th day of December, 1996, personally appeared before me KALEEN COTINGHAM, to me known to be the Supervisor, and ex officio administrator of the Department of Natural Resources of the state of Washington, the department that executed the within and foregoing instrument on behalf of the state of Washington, and acknowledged said instrument to be the free and voluntary act and deed of the state of Washington for the uses and purposes therein mentioned, and on oath stated that she was authorized to execute said instrument and that the seal affixed is the official seal of the Commissioner of Public Lands for the state of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

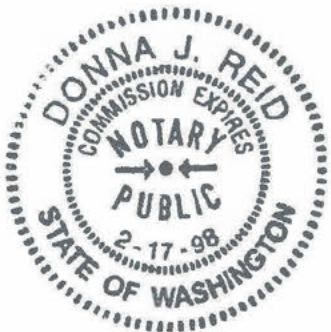
  
Althea G. [Signature]  
 NOTARY PUBLIC in and for the  
 state of Washington  
 My commission expires 5/30/98

CERTIFICATE OF ACKNOWLEDGMENT  
 CORPORATION  
 LESSEE/ASSIGNOR

STATE OF WASHINGTON)  
 ) ss.  
 County of KING )

On this 16th day of NOVEMBER, 1995, personally appeared before me MICHAEL R. MASTRO, to me known to be the PRESIDENT of the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that (he/she was) (they were) authorized to execute said instrument for said corporation and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

  
Donna J. Reid  
 NOTARY PUBLIC in and for the  
 state of WASHINGTON  
 My commission expires 02/17/98



CERTIFICATE OF ACKNOWLEDGMENT  
INDIVIDUAL

TRO 8/8/2014

STATE OF Washington )  
County of Snohomish ) ss

On this 14 day November, 19 95 personally appeared before me  
DOUGLAS FAULDS, to me known to be the individual described in and who executed the within and  
foregoing instrument and acknowledged that he signed the same as his free and voluntary act and deed for the  
uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year  
first above written.

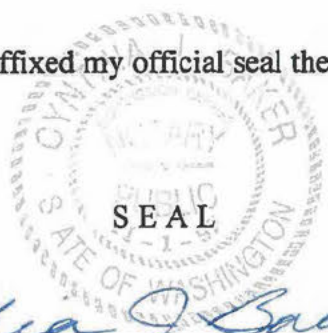
  
Cynthia J. Baker  
CYNTHIA J. BAKER  
NOTARY PUBLIC in and for the  
state of Washington  
My commission expires 11-1-97

CERTIFICATE OF ACKNOWLEDGMENT  
INDIVIDUAL

STATE OF Washington )  
County of Snohomish ) ss

On this 14 day November, 19 95 personally appeared before me  
DONNA ERNST, to me known to be the individual described in and who executed the within and foregoing  
instrument and acknowledged that she signed the same as her free and voluntary act and deed for the uses and  
purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year  
first above written.

  
Cynthia J. Baker  
CYNTHIA J. BAKER  
NOTARY PUBLIC in and for the  
state of Washington  
My commission expires 11-1-97